



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In Re the Application of:

NOWAK Steven P.

Serial No.: 10/071/117

Filed: February 7, 2002

Confirmation No.: 2747

Atty. File No.: 42365-00590

For: "ENHANCED PDE SELECTION"

-) Group Art Unit: 2685
-)
-) Examiner: Not Yet Assigned
-)
-) INFORMATION DISCLOSURE STATEMENT
-)

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 ON June 10, 2002.

MARSH FISCHMANN & BREYFOGLE LLP,

Bobbye D. Simon
Bobbye D. Simon

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby provides a copy of each of the documents identified on the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application. Copies are not provided of those documents that are of record in parent application number 09/796,972.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By:

Kent A. Fischmann

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Date: June 10, 2002

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

In Re Application Of: NOWAK, Steven P.

Docket No.

42365-00890

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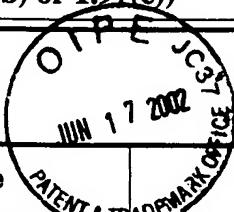
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Address to:
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Washington, D.C. 20231

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37 CFR 1.97(b)

1. The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application; within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before the mailing date of a first Office Action on the merits, whichever event occurs last.

37 CFR 1.97(c)

2. The Information Disclosure Statement submitted herewith is being filed after three months of the filing of a national application, or the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or after the mailing date of a first Office Action on the merits, whichever occurred last but before the mailing date of either:

1. a Final Action under 37 CFR 1.113, or
2. a Notice of Allowance under 37 CFR 1.311,

whichever occurs first.

Also submitted herewith is:

a certification as specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under 37 CFR 1.97(c).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
42365-00590

In Re Application Of: NOWAK, Steven P.

OPY OF PAPERS
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Serial No. 10/071,117	Filing Date February 7, 2002	Examiner Not Yet Assigned	Group Art Unit 2685
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Title: "ENHANCED PDE SELECTION"

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Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

A check in the amount of _____ is attached.

The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. _____ as described below. A duplicate copy of this sheet is enclosed.

Charge the amount of _____

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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____) on _____
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Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on June 10, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Bobbye D. Simon
Signature of Person Mailing Correspondence

Bobbye D. Simon

Typed or Printed Name of Person Mailing Correspondence

*This certificate may only be used if paying by deposit account.

Kent A. Fischmann
Signature

Dated: June 10, 2002

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